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PTO/SB/01 (10-00)

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**DECLARATION
AND
POWER OF ATTORNEY
FOR UTILITY OR DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing ☒ Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required) OR

Attorney Docket Number	GYN-5013
First Named Inventor	Daniel J. Smith
COMPLETE IF KNOWN	
Application Number	10/706,559
Filing Date	November 12, 2003
Group Art Unit	N/A
Examiner Name	N/A

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

IMPROVED SURGICAL INSTRUMENT AND METHOD FOR THE TREATMENT OF URINARY INCONTINENCE
(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) 11/12/2003 as United States Application Number or PCT International Application Number and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

DECLARATION - Utility or Design Patent Application

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Application Number(s)	Filing Date (MM/DD/YYYY)	
		<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Patented Patented Patented

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AND

☐ Practitioner(s) named below:
Name

Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Address all telephone calls to Melissa J. Szanto at telephone number (732) 524-1365.

Direct all correspondence to: Customer Number ☒ or Bar Code Label **000027777** OR ☐ Correspondence address below

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City:

State:

ZIP

Country

Telephone:

Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any]) Daniel J.

Family Name

or Surname Smith

Inventor's
Signature

Date 2/25/04

Residence: City Dayton

State N.J.

Country U.S.A.

Citizenship U.S.A.

Mailing Address 12 Garfield Court

City

Dayton

State N.J.

ZIP 08810

Country U.S.A.

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NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any]) Jonathan B.

Family Name

or Surname Gabel

Inventor's
Signature

Date

Residence: City Randolph

State N.J.

Country U.S.A.

Citizenship U.S.A.

Mailing Address 7 Beaver Dam Road

City

Randolph

State N.J.

ZIP 07869

Country U.S.A.

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name

(first and middle [if any]) Henri, A.M.

Family Name

or Surname Decloux

Inventor's
Signature

Date

Residence: City Herve

State

Country Belgium

Citizenship Belgium

Mailing Address 10, Rue Sous-le-Chateau

City

Herve

State

ZIP B-4650

Country Belgium



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Attorney Docket Number GYN-5013

First Named Inventor Daniel J. Smith

COMPLETE IF KNOWN

Application Number 10/706,559

Filing Date November 12, 2003

Group Art Unit N/A

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Application Serial No.	Filing Date	Status
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☐ Practitioner(s) named below:
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NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Daniel J.

Family Name
or Surname Smith

Inventor's
Signature

Date

Residence: City Dayton

State N.J.

Country U.S.A.

Citizenship U.S.A.

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State N.J.

ZIP 08810

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NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Jonathan B.

Family Name
or Surname Gabel

Inventor's
Signature

Date

12/11/03

Residence: City Randolph

State N.J.

Country U.S.A.

Citizenship U.S.A.

Mailing Address 7 Beaver Dam Road

City Randolph

State N.J.

ZIP 07869

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NAME OF THIRD INVENTOR:

☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any]) Henri, A.M.

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Inventor's
Signature

Date

Residence: City Herve

State

Country Belgium

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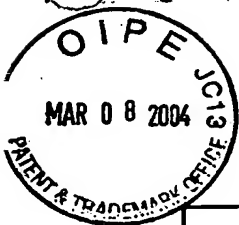
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Given Name
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Family Name
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Inventor's
Signature

Date

February 26th, 2004

Residence: City Herve

State

Country Belgium

Citizenship Belgium

Mailing Address 10, Rue Sous-le-Chateau

City Herve

State

ZIP B-4650

Country Belgium